

PREVAILED

Roll Call No. \_\_\_\_\_

FAILED

Ayes \_\_\_\_\_

WITHDRAWN

Noes \_\_\_\_\_

RULED OUT OF ORDER

# HOUSE MOTION \_\_\_\_\_

MR. SPEAKER:

I move that Engrossed Senate Bill 333 be amended to read as follows:

1 Page 45, between lines 40 and 41, begin a new paragraph and insert:  
 2 "SECTION 62. IC 4-33-14-6 IS AMENDED TO READ AS  
 3 FOLLOWS [EFFECTIVE JULY 1, 2002]: Sec. 6. If the commission  
 4 determines that the provisions of this chapter relating to expenditures  
 5 and assignments to minority and women's business enterprises have not  
 6 been met by a licensee, the commission may suspend, limit, or revoke  
 7 the owner's license ~~or fine~~ or impose **a civil penalty or** appropriate  
 8 conditions on the licensee to ensure that the goals for expenditures and  
 9 assignments to minority and women's business enterprises are met.  
 10 However, if a determination is made that a person holding an owner's  
 11 license has failed to demonstrate compliance with this chapter, the  
 12 person has ninety (90) days from the date of the determination of  
 13 noncompliance to comply.

14 SECTION 63. IC 4-33-14-11 IS ADDED TO THE INDIANA  
 15 CODE AS A NEW SECTION TO READ AS FOLLOWS  
 16 [EFFECTIVE JULY 1, 2002]: **Sec. 11. The commission shall deposit**  
 17 **civil penalties imposed under section 6 of this chapter in the**  
 18 **minority and women business participation fund established by**  
 19 **section 12 of this chapter.**

20 SECTION 64. IC 4-33-14-12 IS ADDED TO THE INDIANA  
 21 CODE AS A NEW SECTION TO READ AS FOLLOWS  
 22 [EFFECTIVE JULY 1, 2002]: **Sec. 12. (a) The minority and women**  
 23 **business participation fund is established to assist minority and**  
 24 **women business enterprises. The fund shall be administered by the**

1       **commission. The fund consists of civil penalties imposed by the**  
2       **commission under section 6 of this chapter.**

3       **(b) The expenses of administering the fund shall be paid from**  
4       **money in the fund.**

5       **(c) The treasurer of state shall invest money in the fund not**  
6       **currently needed to meet the obligations of the fund in the same**  
7       **manner as other public money may be invested. Interest that**  
8       **accrues from these investments shall be deposited in the fund.**

9       **(d) Money in the fund at the end of a state fiscal year does not**  
10       **revert to the state general fund."**

11       Renumber all SECTIONS consecutively.

(Reference is to ESB 333 as printed February 22, 2002.)

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Representative Summers